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MEMO ENDORSED

November 30, 2022

VIA ECF

The Honorable Barbara Moses
Daniel Patrick Moynihan United States Courthouse
500 Pearl St.
New York, New York 10007

USDC SDNY
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**Re: *DeSimone, et al. v. TIAA Bank, FSB, f/k/a Everbank Financial Corp.*
Southern District of New York; Docket No.: 20-cv-06492 (AJN)(BCM)**

Dear Judge Moses,

The Parties write jointly to request the status conference currently scheduled to take place on December 15, 2022 (ECF 197, ¶ 3) be adjourned without date. There are no discovery disputes pending because the parties have entered into a settlement agreement fully resolving this lawsuit. To that end, on November 29, 2022, Plaintiffs filed an unopposed motion requesting, among other things, the Court preliminarily approve the Parties' settlement agreement (an executed copy of which was attached to the motion), approve notices of the settlement to be sent to collective action and putative class action members, and set a date for a final fairness hearing on the settlement (ECF 223).

The Parties thank the Court for its time and consideration of this request.

Application GRANTED. SO ORDERED.



Barbara Moses
United States Magistrate Judge
November 30, 2022

All the best,

FRILOT L.L.C.

Lead Attorneys for Defendant,
TIAA Bank, FSB

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